

AMENDED IN ASSEMBLY APRIL 27, 2000

AMENDED IN ASSEMBLY APRIL 5, 2000

AMENDED IN ASSEMBLY MARCH 23, 2000

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 1913

Introduced by Assembly Members Cardenas, ~~Cedillo, Correa, Firebaugh, Havice, Longville, Runner, Vincent, and Wright~~ and Senators Hughes and Murray *Alquist, Cedillo, Correa, Firebaugh, Gallegos, Honda, Havice, Keeley, Longville, Reyes, Romero, Runner, Vincent, Washington, Wesson, Wildman, and Wright* and Senators *Alarcon, Hughes, Murray, Solis, and Soto*

(Coauthor: Senator Polanco)

February 11, 2000

An act to amend Sections 743, 746, 749.21, 749.22, 749.23, and 749.27 of, and to add Sections 654.5 and 654.7 to, the Welfare and Institutions Code, relating to juveniles.

LEGISLATIVE COUNSEL'S DIGEST

AB 1913, as amended, Cardenas. Juveniles: crime prevention.

(1) Existing law provides that in cases where a probation officer determines that a minor is or likely will be within the jurisdiction of the juvenile court, the officer may delineate an alternative program or programs, not to exceed 6 months, designed to adjust the situation bringing the minor within the juvenile court's jurisdiction by providing care and treatment

for addiction, individual and family counseling, and other services, except as specified. Existing law provides that a court may, without adjudging the minor a ward of the court, continue any hearing on a petition for 6 months and order the minor to participate in these alternative programs and services.

This bill would provide that all minors designated as eligible for alternative supervision diversion pursuant to these provisions shall be enrolled in an appropriate accredited school program as a condition of program participation, be placed on a probation officer caseload of no more than 35 cases, be given a social history assessment as specified, and be provided with alcohol and substance abuse services, counseling, and mental health services, if appropriate. This bill would also provide that, subject to appropriation in the State Budget, \$30,000,000 shall be available to local community-based organizations, mental health agencies, and other specified agencies to provide services pursuant to these provisions.

The bill would also provide that eligible minors arrested for misdemeanor offenses shall be referred to the local probation department.

The bill would also provide that, subject to appropriation in the State Budget, at least \$75,000,000 shall be made available for support of local juvenile crime diversion and gang prevention programs, at least \$10,000,000 shall be made available for utilization by local school district police departments for development of school-based juvenile crime diversion programs, as specified, *an additional \$30,000,000 would be made available for school-based probation supervision programs*, and at least \$25,000,000 shall be made available to support local juvenile crime diversion and gang prevention programs for predelinquent youth. The bill would provide that, subject to appropriation in the State Budget, at least \$20,000,000 ~~and~~, shall be made available annually to develop or expand gender specific programs for female offenders *and to support juvenile ranches and camps for female juvenile offenders*, and at least \$8,000,000 shall be made available annually for the support of local female juvenile crime diversion and gang prevention programs. The

bill would also provide that, subject to appropriation in the State Budget, at least \$6,000,000 shall be made available annually for the Abolish Chronic Truancy Program in Los Angeles County, and at least \$6,000,000 annually to the Communities in Schools program, as specified. By imposing additional duties on local law enforcement personnel, this bill would impose a state-mandated local program.

(2) Existing law establishes a 3-year pilot project, subject to appropriation of funds therefor, to be known as the “Repeat Offender Prevention Project” for operation in specified counties, the purpose of which is to design, establish, implement, and evaluate a model program for the reduction of recidivism among juvenile offenders, as specified.

This bill would specify that this program is contingent upon the appropriation of \$220,000,000, remove the 3-year limitation, make the program available to every county probation department in the state, and require participating probation departments to evaluate the need for specific programs for female juvenile offenders.

(3) Existing law provides that a minor shall be selected for participation in the Repeat Offender Prevention Project based on several specified factors, including that the minor is 15½ years of age or younger, has been declared a ward of the juvenile court for the first time, and ~~is to be supervised by a probation department selected for participation in the project~~ *has been evaluated and found to have at least 3 of 5 specified factors that place the minor at risk of becoming a chronic juvenile or adult offender. One of those factors is that the minor matches a specified profile.*

This bill would ~~expand this factor to also include minors who have been designated as eligible for alternative supervision diversion for the first time~~ *revise the criteria to delete that factor.*

(4) Existing law establishes the Juvenile Crime Enforcement and Accountability Challenge Grant Program, and provides that to be eligible for grants under this program, each county shall establish a multiagency juvenile justice coordinating council, as specified, that shall develop and implement a continuum of county-based responses to juvenile

crime. *Existing law requires the Board of Corrections to award grants that provide funding for 3 years.*

This bill would instead provide that each county that receives funding under this program or under the Repeat Offender Prevention Project must establish a multiagency coordinating council. *The bill would require the Board of Corrections to award grants for a period of 4, rather than 3 years.* The bill would also declare the Legislature's intent to appropriate ~~—\$25,000,000~~ \$55,000,000 in the Budget Act of 2000 for funding of the program, as specified.

(5) This bill would provide that contingent upon a funding allocation of \$3,500,000 in the State Budget, the California Youth Authority Gang Violence Reduction Project shall be established in Los Angeles, Orange, Alameda, and San Joaquin Counties as specified.

(6) This bill would provide that contingent upon an allocation of \$3,800,000 in the State Budget, the Department of the Youth Authority shall establish a Gang Information and Supervision Agent project at each of its 17 parole districts.

(7) This bill would provide that contingent upon an allocation of \$2,300,000 in the State Budget, the Gang Service Project shall be added to each parole unit in the state.

(8) This bill would provide that contingent upon an allocation of \$15,000,000 in the State Budget, the Department of the Youth Authority shall administer a bid process for allocation of the funds to local and community agencies that provide gang prevention services in local communities with a high number of commitments to the Department of the Youth Authority.

(9) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 654.5 is added to the Welfare and
2 Institutions Code, to read:
3 654.5. (a) All minors designated as eligible for
4 alternative supervision diversion pursuant to Section 654
5 or 654.2 shall:
6 (1) Be enrolled and attending an appropriate
7 accredited school program as a condition of program
8 participation.
9 (2) Be placed on a probation officer caseload of no
10 more than 35 assigned cases for at least six months.
11 (3) Be given a social history assessment which includes
12 school evaluations, mental health assessment, and family
13 background history.
14 (4) Be provided alcohol and substance abuse services,
15 mental health services, and other types of services,
16 including counseling dealing with school related
17 problems, if appropriate.
18 (b) Subject to appropriation in the State Budget, an
19 appropriation of thirty million dollars (\$30,000,000) shall
20 be available to local community-based organizations,
21 mental health agencies, and agencies that provide alcohol
22 and substance abuse programs so that they may provide
23 services to minors eligible for alternative supervision
24 diversion pursuant to Section 654 or 654.2. ~~County~~
25 ~~probation departments shall allocate these funds on a~~
26 ~~request for proposal basis. These funds shall be~~
27 ~~administered by the Office of Criminal Justice Planning~~
28 ~~through a request for proposal process. A local probation~~
29 ~~department shall be the lead applicant and shall~~

1 *distribute approved grant funds to authorized agencies*
2 *through a request for proposal process.*

3 ~~SEC. 3.~~

4 SEC. 2. Section 654.7 is added to the Welfare and
5 Institutions Code, to read:

6 654.7. (a) Minors who are arrested for committing a
7 misdemeanor offense or attempted commission of a
8 misdemeanor offense and who are eligible for alternative
9 supervision diversion pursuant to Section 654 or 654.2
10 shall be referred to the local probation department.

11 (b) Subject to appropriation in the State Budget, the
12 State of California shall make at least seventy-five million
13 dollars (\$75,000,000) available annually for support of
14 local juvenile crime diversion and gang prevention
15 programs. These funds shall be administered by the
16 ~~Board of Corrections~~ *Office of Criminal Justice Planning*
17 and allocated and distributed through a request for
18 proposal process. A local law enforcement agency shall be
19 the lead applicant.

20 (c) Subject to appropriation in the State Budget, the
21 State of California shall make at least ten million dollars
22 (\$10,000,000) available annually for utilization by local
23 school district police departments for the purpose of
24 developing school-based juvenile crime diversion
25 programs. These funds shall be administered by the
26 ~~Board of Corrections~~ *Office of Criminal Justice Planning*
27 and allocated and distributed through a request for
28 proposal process. Eighty percent of the funds shall be
29 allocated for law enforcement personnel costs, and the
30 remainder shall be used for services and support and for
31 computer technology. *An additional thirty million dollars*
32 *(\$30,000,000) shall be made available for school-based*
33 *probation supervision programs.*

34 (d) Subject to appropriation in the State Budget, the
35 State of California shall make at least twenty-five million
36 dollars (\$25,000,000) available annually to support local
37 juvenile crime diversion and gang prevention programs
38 for predelinquent youth. These funds shall be
39 administered by the ~~Board of Corrections~~ *Office of*
40 *Criminal Justice Planning* and allocated and distributed

1 through a request for proposal process. A local law
2 enforcement agency or probation department shall be
3 the lead applicant.

4 (e) Subject to appropriation in the State Budget the
5 State of California shall make at least twenty million
6 dollars (\$20,000,000) available annually ~~to probation~~
7 ~~departments~~ to develop or expand gender specific
8 programs for female offenders. These programs shall
9 include, but shall not be limited to, female juvenile crime
10 diversion programs, female juvenile gang prevention
11 programs, and female juvenile offender camp programs.

12 These funds shall be administered by the ~~Board of~~
13 ~~Corrections~~ *Office of Criminal Justice Planning* and shall
14 be allocated and distributed through a request for
15 proposal process. The probation department shall be the
16 lead applicant. *Of the twenty million dollars*
17 *(\$20,000,000) appropriated in the State Budget for the*
18 *purposes of this subdivision, ten million dollars*
19 *(\$10,000,000) shall be made available to the Office of*
20 *Criminal Justice Planning for the purposes of this*
21 *subdivision. The remaining ten million dollars*
22 *(\$10,000,000) shall be administered by the Board of*
23 *Corrections to support juvenile ranches and camps for*
24 *female juvenile offenders.*

25 (f) Subject to appropriation in the State Budget, the
26 State of California shall make at least eight million dollars
27 (\$8,000,000) available annually for the support of local
28 female juvenile crime diversion and female juvenile gang
29 prevention programs. These funds shall be administered
30 by the ~~Board of Corrections~~ *Office of Criminal Justice*
31 *Planning* and allocated and distributed through a request
32 for proposal process. A local law enforcement agency or
33 a county probation department shall be the lead
34 applicant.

35 (g) Subject to appropriation in the State Budget, the
36 State of California shall make at least six million dollars
37 (\$6,000,000) available annually for the Abolish Chronic
38 Truancy (ACT) program. The current program is a
39 partnership of the Los Angeles District Attorney's office
40 and schools in Los Angeles County with its goals to reduce

1 chronic truancy in elementary schools, through parent
2 and child accountability and addressing attendance
3 programs at the earliest possible time before the child's
4 behavior is ingrained and while the parent still exercises
5 control over the child (pre-high school), and long-term
6 reduction of delinquency, adult criminality, and
7 joblessness.

8 (h) Subject to appropriation in the State Budget, the
9 State of California shall make at least six million dollars
10 (\$6,000,000) available annually to the Communities in
11 Schools (CIS) program *to fund five or six new CIS*
12 *programs modeled after the CIS program in the San*
13 *Fernando Valley area of the County of Los Angeles.* The
14 funds shall be administered by the ~~Board of Corrections~~
15 *Office of Criminal Justice Planning.* The California State
16 University at Northridge shall serve as a technical adviser
17 with respect to the funding of CIS programs.

18 SEC. 3. Section 743 of the Welfare and Institutions
19 Code is amended to read:

20 743. Contingent upon the appropriation of two
21 hundred twenty million dollars (\$220,000,000) annually,
22 the "Repeat Offender Prevention Project" shall be made
23 available to every county probation department in this
24 state unless the board of supervisors of one or more of
25 these counties adopts a resolution to the effect it will not
26 participate in the project, each of which shall design,
27 establish, implement, and evaluate a model program to
28 meet the needs of a juvenile offender population
29 identified as having the potential to become repeat
30 serious offenders utilizing the findings of exploratory
31 studies conducted in Orange County between 1989 and
32 1993 by the research staff of the Orange County Probation
33 Department which identified certain minors who were
34 designated as the "8 percent" population. The main goal
35 of this program is to develop and implement a
36 cost-effective multiagency, multidisciplinary program
37 which targets youth displaying behavior that may lead to
38 delinquency and recidivism. Every county probation
39 department that participates in this program shall

1 evaluate the need for including gender specific programs
2 for female juvenile offenders as part of this program.

3 SEC. 4. Section 746 of the Welfare and Institutions
4 Code is amended to read:

5 746. A minor shall be selected for participation in a
6 program established pursuant to this article based upon
7 the following factors:

8 (a) The minor is 15½ years of age or younger, has
9 ~~either~~ been declared a ward of the juvenile court
10 pursuant to Section 601 or 602 for the first time ~~or has~~
11 ~~been designated as eligible for alternative supervision~~
12 ~~diversion pursuant to Section 654 or 654.2 for the first~~
13 ~~time~~, and is to be supervised by a probation department
14 selected for participation in this project.

15 (b) The minor has been evaluated and found to have
16 at least three of the following factors, that place the minor
17 at a significantly greater risk of becoming a chronic
18 juvenile or adult offender:

19 (1) School behavior and performance problems. This
20 shall include at least one of the following: attendance
21 problems; school suspension or expulsion; or failure in two
22 or more academic classes during the previous six months
23 or comparable academic period.

24 (2) Family problems. These shall include at least one
25 of the following: poor parental supervision or control;
26 documented circumstances of domestic violence; child
27 abuse or neglect; or family members who have engaged
28 in criminal activities.

29 (3) Substance abuse. This shall include any regular use
30 of alcohol or drugs by the minor, other than
31 experimentation.

32 (4) High-risk predelinquent behavior. This shall
33 include at least one of the following: a pattern of stealing;
34 chronic running away from home; or gang membership
35 or association.

36 ~~(5) The minor matches the at-risk profile for~~
37 ~~becoming a chronic and repeat juvenile offender~~
38 ~~according to the criteria developed by the Multi-Agency~~
39 ~~At-Risk Youth Committee (MAARYC).~~

1 SEC. 5. Section 749.21 of the Welfare and Institutions
2 Code is amended to read:

3 749.21. The Juvenile Crime Enforcement and
4 Accountability Challenge Grant Program shall be
5 administered by the Board of Corrections for the purpose
6 of reducing juvenile crime and delinquency. This
7 program shall award grants based on criteria developed
8 by the Board of Corrections and on a competitive basis to
9 counties that (a) develop and implement a
10 comprehensive, multiagency local action plan that
11 provides for a continuum of responses to juvenile crime
12 and delinquency, including collaborative ways to address
13 local problems of juvenile crime; and (b) demonstrate a
14 collaborative and integrated approach for implementing
15 a system of swift, certain, graduated responses and
16 appropriate sanctions for at-risk youth and juvenile
17 offenders.

18 SEC. 6. Section 749.22 of the Welfare and Institutions
19 Code is amended to read:

20 749.22. Counties that receive funding pursuant to
21 Section 743 or from the Juvenile Crime Enforcement and
22 Accountability Challenge Grant Program shall establish
23 a multiagency juvenile justice coordinating council that
24 shall develop and implement a continuum of
25 county-based responses to juvenile crime. The
26 coordinating councils shall, at a minimum, include the
27 chief probation officer, as chair, and one representative
28 each from the district attorney's office, the public
29 defender's office, the sheriff's department, the board of
30 supervisors, the department of social services, the
31 department of mental health, a community-based drug
32 and alcohol program, a city police department, the
33 county office of education or a school district, and an
34 at-large community representative. In order to carry out
35 its duties pursuant to this section, a coordinating council
36 shall also include representatives from nonprofit
37 community-based organizations providing services to
38 minors. The board of supervisors shall be informed of
39 community-based organizations participating on a
40 coordinating council. The coordinating councils shall

1 develop a comprehensive, multiagency plan that
2 identifies the resources and strategies for providing an
3 effective continuum of responses for the prevention,
4 intervention, supervision, treatment, and incarceration
5 of male and female juvenile offenders, including
6 strategies to develop and implement locally based or
7 regionally based out-of-home placement options for
8 youths who are persons described in Section 602.
9 Counties may utilize community punishment plans
10 developed pursuant to grants awarded from funds
11 included in the 1995 Budget Act to the extent the plans
12 address juvenile crime and the juvenile justice system or
13 local action plans previously developed for this program.
14 The plan shall include, but not be limited to, the following
15 components:

16 (a) An assessment of existing law enforcement,
17 probation, education, mental health, health, social
18 services, drug and alcohol and youth services resources
19 which specifically target at-risk juveniles, juvenile
20 offenders, and their families.

21 (b) An identification and prioritization of the
22 neighborhoods, schools, and other areas in the
23 community that face a significant public safety risk from
24 juvenile crime, such as gang activity, daylight burglary,
25 late-night robbery, vandalism, truancy, controlled
26 substance sales, firearm-related violence, and juvenile
27 alcohol use within the council's jurisdiction.

28 (c) A local action plan (LAP) for improving and
29 marshaling the resources set forth in subdivision (a) to
30 reduce the incidence of juvenile crime and delinquency
31 in the areas targeted pursuant to subdivision (b) and the
32 greater community. The councils shall prepare their
33 plans to maximize the provision of collaborative and
34 integrated services of all the resources set forth in
35 subdivision (a), and shall provide specified strategies for
36 all elements of response, including prevention,
37 intervention, suppression, and incapacitation, to provide
38 a continuum for addressing the identified male and
39 female juvenile crime problem, and strategies to develop
40 and implement locally based or regionally based

1 out-of-home placement options for youths who are
2 persons described in Section 602.

3 (d) Develop information and intelligence-sharing
4 systems to ensure that county actions are fully
5 coordinated, and to provide data for measuring the
6 success of the grantee in achieving its goals. The plan shall
7 develop goals related to the outcome measures that shall
8 be used to determine the effectiveness of the program.

9 (e) Identify outcome measures which shall include,
10 but not be limited to, the following:

11 (1) The rate of juvenile arrests.

12 (2) The rate of successful completion of probation.

13 (3) The rate of successful completion of restitution and
14 court-ordered community service responsibilities.

15 *SEC. 6.5. Section 749.23 of the Welfare and*
16 *Institutions Code is amended to read:*

17 749.23. The Board of Corrections shall award grants
18 that provide funding for ~~three~~ four years. Funding shall
19 be used to supplement, rather than supplant, existing
20 programs and grants may be awarded to any county
21 including those counties currently receiving funds
22 pursuant to this article. Grant funds shall be used for
23 programs that are identified in the local action plan as
24 part of a continuum of responses to reduce juvenile crime
25 and delinquency. No grant shall be awarded unless the
26 applicant makes available resources in an amount equal
27 to at least 25 percent of the amount of the grant.
28 Resources may include in-kind contributions from
29 participating agencies. *However, moneys derived from*
30 *the General Fund regardless of source, shall not be*
31 *included in the funds identified as local matching funds*
32 *for purposes of qualifying for the grant.* In awarding
33 grants, priority shall be given to those proposals which
34 include additional funding that exceeds 25 percent of the
35 amount of the grant. In awarding grants, priority shall also
36 be given to programs in counties where the population
37 exceeds 500,000 and the rate of violent crime exceeds the
38 state average.

39 *SEC. 7. Section 749.27 of the Welfare and Institutions*
40 *Code is amended to read:*

1 749.27. Funding for the Juvenile Crime Enforcement
2 and Accountability Challenge Grant Program for grant
3 awards shall be provided from the amount appropriated
4 in Item 5430-101-0001 of the Budget Act of 2000. Up to 5
5 percent of the amount appropriated in Item
6 5430-101-0001 of the Budget Act of 2000 shall be
7 transferred upon the approval of the Director of Finance,
8 to Item 5430-001-0001 for expenditure as necessary for the
9 board to administer this program, including technical
10 assistance to counties and the development of an
11 evaluation component.

12 It is the intent of the Legislature to appropriate
13 ~~twenty-five million dollars (\$25,000,000)~~ *fifty-five million*
14 *dollars (\$55,000,000)* in the Budget Act of 2000 for funding
15 the Juvenile Crime Enforcement and Accountability
16 Challenge Grant Program.

17 *Of this amount, up to eleven million one hundred*
18 *thousand dollars (\$11,100,000) shall distributed to the*
19 *Juvenile Crime Enforcement and Accountability*
20 *Challenge Grant Programs funded under the Budget Act*
21 *of 1996, up to thirteen million nine hundred thousand*
22 *dollars (\$13,900,000) shall be distributed to the Juvenile*
23 *Crime Enforcement and Accountability Challenge Grant*
24 *Programs funded under the Budget Act of 1998, and up*
25 *to thirty million dollars (\$30,000,000) shall be distributed*
26 *in the form of competitive grants through the Juvenile*
27 *Crime Enforcement and Accountability Challenge Grant*
28 *Program from funds appropriated in the Budget Act of*
29 *2000. Up to 5 percent of the amount appropriated in the*
30 *Budget Act of 2000 for the Juvenile Crime Enforcement*
31 *and Accountability Challenge Grant Program shall be*
32 *transferred, upon the approval of the Director of*
33 *Finance, to the Board of Corrections, as necessary for the*
34 *board to administer this program, provide technical*
35 *assistance to counties, and to develop and monitor the*
36 *evaluation component of this program.*

37 SEC. 8. The Legislature finds and declares the
38 following:

39 (a) The Department of the Youth Authority
40 successfully operated the Gang Violence Reduction

1 Project in the East Los Angeles area for many years. This
2 project received national, state, and local recognition for
3 the innovative and effective impact the project had on
4 gang violence. The two key components attributed to the
5 program's success were that the program was operated
6 and managed by the Youth Authority parole agents who
7 provided essential credibility with other law
8 enforcement agents and the program operated on a dual
9 mission, which was to provide critical intelligence to law
10 enforcement regarding gang activity and mitigate or
11 prevent gang conflicts that lead to violence. Contingent
12 on a funding allocation of three million five hundred
13 thousand dollars (\$3,500,000) in the State Budget, the
14 California Youth Authority Gang Violence Reduction
15 Project shall be established in four counties throughout
16 the state, Los Angeles, Orange, Alameda, and San Joaquin
17 Counties, to provide eight hundred fifty thousand dollars
18 (\$850,000) per project site to include the cost of Youth
19 Authority personnel, equipment, and services.

20 (b) The Department of the Youth Authority currently
21 supervises gang-involved parolees throughout 17 parole
22 offices; however, these parolees are not consolidated into
23 specified gang caseloads. A Gang Information
24 Supervision Agent position should be established in each
25 parole district throughout the state. The Gang
26 Information Supervision Agent would allow for greater
27 coordination between law enforcement and probation
28 officers for high risk gang involved parolees. Contingent
29 on an allocation of three million eight hundred thousand
30 dollars (\$3,800,000) in the State Budget, the California
31 Youth Authority shall establish the Gang Information and
32 Supervision Agent project at each of its 17 parole districts.

33 (c) The Department of the Youth Authority currently
34 operates two Gang Service Projects in the state. This
35 program provides additional supervision to gang
36 identified youth as well as providing a designated amount
37 of community service hours. Youth Correctional
38 Counselor positions should be added to each parole unit
39 to provide the additional supervision and establish the
40 community service projects. Contingent on an allocation

1 of two million three hundred thousand dollars
2 (\$2,300,000) in the State Budget, the Gang Service
3 Project shall be added to each parole unit in the state.

4 (d) The Department of the Youth Authority currently
5 administers the Youth Centers and Youth Shelters Bond
6 Act. The bond act, together with additional
7 appropriations, has allowed the department to distribute
8 approximately fifty million dollars (\$50,000,000) in capital
9 improvement costs to build or acquire youth centers and
10 youth shelters throughout California. This has been a
11 major contribution to providing a safe and appropriate
12 place for at-risk youth. However, adequate operating
13 funds for these centers has not been provided.
14 Contingent on an allocation of fifteen million dollars
15 (\$15,000,000) in the State Budget, the Department of the
16 Youth Authority shall administer a bid process for
17 allocation of these funds to local and community agencies
18 that provide gang prevention services in local
19 communities with a high number of commitments to the
20 Department of the Youth Authority.

21 SEC. 9. No reimbursement is required by this act
22 pursuant to Section 6 of Article XIII B of the California
23 Constitution for certain costs that may be incurred by a
24 local agency or school district because in that regard this
25 act creates a new crime or infraction, eliminates a crime
26 or infraction, or changes the penalty for a crime or
27 infraction, within the meaning of Section 17556 of the
28 Government Code, or changes the definition of a crime
29 within the meaning of Section 6 of Article XIII B of the
30 California Constitution.

31 However, notwithstanding Section 17610 of the
32 Government Code, if the Commission on State Mandates
33 determines that this act contains other costs mandated by
34 the state, reimbursement to local agencies and school
35 districts for those costs shall be made pursuant to Part 7
36 (commencing with Section 17500) of Division 4 of Title
37 2 of the Government Code. If the statewide cost of the
38 claim for reimbursement does not exceed one million

1 dollars (\$1,000,000), reimbursement shall be made from
2 the State Mandates Claims Fund.

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